# BEFORE THE PRESIDING DISCIPLINARY JUDGE

IN THE MATTER OF A SUSPENDED MEMBER OF THE STATE BAR OF ARIZONA,

STEPHEN L. DUNCAN, Bar No. 014403

Applicant.

No. PDJ-2016-9009-R

ORDER OF REINSTATEMENT PURSUANT TO RULE 64(e)(2)(A), ARIZ. R. SUP. CT.

FILED FEBRUARY 8, 2016

Having considered Applicant, **STEPHEN L. DUNCAN'S**, Affidavit in Support of Reinstatement filed February 1, 2016, pursuant to Rule 64(e)(2), Ariz. R. Sup. Ct., and there being no objection by the State Bar; Accordingly:

**IT IS ORDERED** Applicant, **STEPHEN L. DUNCAN**, be reinstated to the active practice of law in Arizona effective the date of this order.

IT IS FURTHER ORDERED STEPHEN L. DUNCAN is placed on probation for a period of one (1) year effective the date of this order under the following terms and conditions:

#### **Terms and Conditions of Probation**

- 1. Ms. Duncan shall complete his stipulated continuing legal education (CLE) prior to the termination of his probation. As stated in his Affidavit, six (6) of the nine (9) CLE credit hours have been completed.
- 2. The State Bar shall report material violations of the terms of probation pursuant to Rule 60(a)(5), Ariz. R. Sup. Ct., and a hearing may be held within thirty (30) days to determine if the terms of probation have been violated and if an additional sanction should be imposed. The burden of proof shall be on the State Bar to prove non-compliance by a preponderance of the evidence.

### **DATED** this 8<sup>th</sup> day of February, 2016.

## William J. O'Neil

#### William J. O'Neil, Presiding Disciplinary Judge

COPY of the foregoing <u>e-mailed</u>/mailed this 8<sup>th</sup> day of February, 2016, to:

Edward F. Novak
Polsinelli PC
City Scape
One E. Washington Street, Suite 1200
Phoenix, AZ 85004
Email: enovak@polsinelli.com
Counsel for Applicant

David L. Sandweiss Senior Bar Counsel State Bar of Arizona 4201 North 24<sup>th</sup> Street, Suite 100 Phoenix, AZ 85016-6288 Email: Iro@staff.azbar.org

Lawyer Regulation Records Manger State Bar of Arizona 4201 North 24<sup>th</sup> Street, Suite 100 Phoenix, AZ 85016-6266

by: MSmith